

Plaintiffs' Exhibit 98

(Redacted)

In the Matter Of:

United States vs

Google

KENNETH MARCO HARDIE

November 14, 2023



	Page 6	Page 7
1	KENNETH MARCO HARDIE	1 [REDACTED]
2	having been duly sworn, testified as follows:	[REDACTED]
3	EXAMINATION	[REDACTED]
4	BY MS. CLEMONS:	[REDACTED]
5	Q. Okay. Mr. Hardie, I'm Katherine	[REDACTED]
6	Clemons. We met off the record, but I will	[REDACTED]
7	introduce myself, for the record.	[REDACTED]
8	I'm an attorney with the United	[REDACTED]
9	States antitrust division.	[REDACTED]
10	Can you please state and spell your	[REDACTED]
11	full name for the record?	[REDACTED]
12	A. Sure. Kenneth Marco Hardie,	[REDACTED]
13	K-e-n-n-e-t-h, M-a-r-c-o, H-a-r-d-i-e.	[REDACTED]
14	Q. And Mr. Hardie, do you go by Marco?	[REDACTED]
15	A. Yes.	[REDACTED]
16	Q. And are you currently working at	[REDACTED]
17	Google, LLC?	[REDACTED]
18	A. Yes.	[REDACTED]
19	[REDACTED]	[REDACTED]
	Page 8	Page 9
	[REDACTED]	[REDACTED]
21	A. Yes.	[REDACTED]
	[REDACTED]	[REDACTED]

Page 62	Page 63
	
Page 64	Page 65
	

1

Page 78

Page 79

1

Page 82

Page 83

Page 106

Page 107

16 THE VIDEOGRAPHER: Off the record.
17 The time is 4:06.
18 (Recess.)
19 THE VIDEOGRAPHER: On the record.
20 The time is 4:08.
21 BY MS. CLEMONS:

Page 110

Page 111

Term	Percentage
Global warming	98%
Green energy	95%
Sustainable development	92%
Clean water	90%
Renewable energy	88%
Carbon footprint	85%
Recycling	82%
Organic food	78%
Eco-friendly	75%
Biodiversity	72%
Green technology	68%
Climate change	65%
Green building	62%
Green products	58%
Green infrastructure	55%
Green transportation	52%
Green economy	48%
Green jobs	45%
Green investment	42%
Green energy sources	38%
Green buildings	35%
Green infrastructure projects	32%
Green transportation systems	28%
Green energy policies	25%
Green energy incentives	22%
Green energy subsidies	18%
Green energy regulations	15%
Green energy standards	12%
Green energy mandates	8%
Green energy targets	5%
Green energy goals	3%
Green energy initiatives	2%
Green energy programs	1%
Green energy policies	0.5%

20 MS. CLEMONS: Okay. Do -- all
21 right. I think we're going to take a short
22 break, and then we'll come back on the record

Page 112

Page 113

A horizontal bar chart illustrating the percentage of respondents who have heard of various environmental terms. The y-axis lists the terms, and the x-axis represents the percentage scale from 0% to 100%. The bars are solid black.

Term	Percentage (%)
Global warming	98
Green energy	95
Sustainable development	92
Carbon footprint	90
Renewable energy	88
Eco-friendly	85
Climate change	82
Green technology	78
Organic food	75
Recycling	72
Bio-degradable	68
Green building	65
Low-carbon economy	62
Green infrastructure	58
Green space	55
Green economy	52
Green transport	48
Green jobs	45
Green architecture	42
Green products	38
Green living	35
Green products	32
Green products	28
Green products	25
Green products	22
Green products	18
Green products	15
Green products	12
Green products	8
Green products	5
Green products	2
Green products	1

A horizontal bar chart illustrating the percentage of respondents who have heard of various environmental terms. The y-axis lists the terms, and the x-axis represents the percentage from 0% to 100%.

Term	Percentage (%)
Global warming	98
Green energy	95
Sustainable development	92
Clean water	90
Renewable energy	88
Carbon footprint	85
Recycling	82
Organic food	78
Eco-friendly	75
Biodiversity	72
Green technology	68
Green building	65
Green products	62
Green infrastructure	58
Green economy	55
Green space	52
Green transportation	48
Green architecture	45
Green waste	42
Green energy source	38
Green energy source	35
Green energy source	32
Green energy source	28
Green energy source	25
Green energy source	22
Green energy source	18
Green energy source	15
Green energy source	12
Green energy source	8
Green energy source	5
Green energy source	2
Green energy source	1

Page 11

Page 115

Page 11

6 Page 117

Page 126			Page 127		
1	MR. RYBNICEK: Thank you.		1	CERTIFICATE OF SHORTHAND REPORTER	
2	THE WITNESS: Thank you.		2	I, Cassandra E. Ellis, Registered	
3	THE VIDEOGRAPHER: This concludes		3	Professional Reporter, the officer before whom	
4	today's deposition.		4	the foregoing proceedings were taken, do hereby	
5	We are off the record at 4:42.		5	certify that the foregoing transcript is a true	
6	(Signature having not been waived,		6	and correct record of the proceedings; that said	
7	the deposition of KENNETH MARCO HARDIE was		7	proceedings were taken by me stenographically	
8	concluded at 4:42 p.m.)		8	and thereafter reduced to typewriting under my	
9	ACKNOWLEDGMENT OF DEPONENT		9	supervision; and that I am neither counsel for,	
10	I, KENNETH MARCO HARDIE, do hereby		10	related to, nor employed by any of the parties	
11	acknowledge that I have read and examined the		11	to this case and have no interest, financial or	
12	foregoing testimony, and the same is a true,		12	otherwise, in its outcome.	
13	correct and complete transcription of the		13	IN WITNESS WHEREOF, I have hereunto	
14	testimony given by me and any corrections appear		14	set my hand this 15th day of November 2023.	
15	on the attached Errata sheet signed by me.		16	<i>Cassandra E. Ellis</i>	
16			17		
17			18		
18	(DATE)	(SIGNATURE)	19	CASSANDRA E. ELLIS, CSR-CA #14448, CCR-WA #3484,	
20			20	CSR-HI #475, RPR, RMR, RDR,	
21			21	CRR, REALTIME SYSTEMS	
22			22	ADMINISTRATOR #823848	
Page 128			Page 129		
1	ERRATA SHEET		1	ERRATA SHEET CONTINUED	
2	IN RE: UNITED STATES OF AMERICA, v. GOOGLE,		2	IN RE: UNITED STATES OF AMERICA, v. GOOGLE,	
3	LLC		3	LLC	
4	RETURN BY: _____		4	RETURN BY: _____	
5	PAGE	LINE	5	PAGE	LINE
6	_____	_____	6	_____	_____
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20			20		
21	_____	_____	21	_____	_____
22	(DATE)	(SIGNATURE)	22	(DATE)	(SIGNATURE)

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ERRATA SHEET FOR THE TRANSCRIPT OF M. HARDIE

Case Name: *United States et al. v. Google LLC*, No. 1:23-cv-00108-LMB-JFA (E.D. Va.)

Dep. Date: November 14, 2023

Deponent: K. Marco Hardie

Page	Line	Correction	Reason for Correction
16	7	The phrase "other similar" should read "other civil"	Transcription error
18	7	[REDACTED]	Transcription error
21	16-17	[REDACTED]	Transcription error
33	18	[REDACTED]	Transcription error
40	14	[REDACTED]	Transcription error
41	21	[REDACTED]	Transcription error
48	10	[REDACTED]	Transcription error
54-55	22-1	[REDACTED]	Transcription error
55	16-17	[REDACTED]	Transcription error
68	20-21	[REDACTED]	Transcription error
68	22	[REDACTED]	Transcription error
71	7	[REDACTED]	Transcription error
71	7-8	[REDACTED]	Transcription error
71	8	[REDACTED]	Transcription error
71	11	[REDACTED]	Transcription error

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21	16-17	[REDACTED]	Transcription error
33	18	[REDACTED]	Transcription error
40	14	[REDACTED]	Transcription error
41	21	[REDACTED]	Transcription error
48	10	[REDACTED]	Transcription error
54-55	22-1	[REDACTED]	Transcription error
55	16-17	[REDACTED]	Transcription error
68	20-21	[REDACTED]	Transcription error
68	22	[REDACTED]	Transcription error
71	7	[REDACTED]	Transcription error
71	7-8	[REDACTED]	Transcription error
71	8	[REDACTED]	Transcription error
71	11	[REDACTED]	Transcription error

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81	12	[REDACTED]	Transcription error
84	3	[REDACTED]	Transcription error
88	10	[REDACTED]	Transcription error
107	10-11	[REDACTED]	Transcription error
116	3	[REDACTED]	Transcription error

I have inspected and read my deposition and have listed all changes and corrections above, along with my reasons therefore.

Date: January 3, 2024

Signature: /s/ K. Marco Hardie